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**FAX FILING IN U.S. PATENT & TRADEMARK OFFICE**

 DATE: April 26, 2005

TIME: \_\_\_\_\_

TO:	Mail Stop Amendment	FAX NO.:	1-703-872-9306
FROM:	Kenneth N. Nigon	ADMIN. ASST.:	Tonya M. Berger
APPLN. NO.:	09/819,509	ATTY. DOCKET NO.:	MAT1-202US
TITLE OF APPLN.: ARCHITECTURE FOR SECURE REMOTE ACCESS AND TRANSMISSION USING A GENERALIZED PASSWORD SCHEME WITH BIOMETRIC FEATURES			
FILING DATE:	March 28, 2001	ART UNIT:	2137
FIRST INVENTOR:	Mahfuzur Rahman et al.	CONF. NO.:	4790
TITLE OF DOCUMENT (and List of Attachments): Transmittal and Response to Notice of Non-Compliant Amendment			

 Total Number of Pages: 4 (including this form)

**COMMENTS**
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PTO/SB/Z1 (09-04) (AW 10/2004)

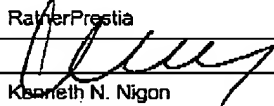
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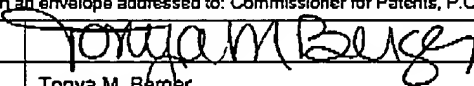
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/819,509
	Filing Date	March 28, 2001
	First Named Inventor	Mahfuzur Rahman et al.
	Art Unit	2137
	Examiner Name	Courtney D. Fields
	Attorney Docket No.	MATI-202US
Total Number of Pages in This Submission 3		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notice of Non-Compliant Amendment
Remarks:		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm Name	RatnerPrestia		
Signature			
Printed Name	Kenneth N. Nigon		
Date	April 26, 2005	Registration No.	31,549

CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or Printed Name	Tonya M. Berger	Date	April 26, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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Appln. No.: 09/819,509  
Amendment Dated April 26, 2005  
Reply to Office Action of April 19, 2005

**APR 26 2005**

MATI-202US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 09/819,509  
Applicant: Mahfuzur Rahman et al.  
Filed: March 28, 2001  
Title: ARCHITECTURE FOR SECURE REMOTE ACCESS AND TRANSMISSION USING  
A GENERALIZED PASSWORD SCHEME WITH BIOMETRIC FEATURES  
TC/A.U.: 2137  
Examiner: Courtney D. Fields  
Confirmation No.: 4790  
Docket No.: MATI-202US

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the above-identified application, a Notice of Non-Compliant Amendment (mailed April 19, 2005) was received because the Request for Reconsideration filed on January 24, 2005, was determined to be not in compliance with the revised version of 37 C.F.R. § 1.121.

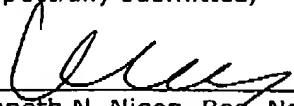
Applicants respectfully submit that this determination was made in error. The Request for Reconsideration did not amend the specification, drawings or claims. Instead, it antedated the Baird III reference, and, as required by MPEP § 201.15 submitted a copy of the priority application (U.S. provisional application no. 60/255,640) to prove that there was sufficient support for the claims under 35 U.S.C. § 112 in the priority application. The priority application was mishandled when it was received at the USPTO and erroneously entered as an amendment.

Appln. No.: 09/819,509  
Amendment Dated April 26, 2005  
Reply to Office Action of April 19, 2005

MATI-202US

In view of the foregoing remarks, Applicants request that the Examiner withdraw the Notice of Non-compliant Amendment and consider the remarks made in the previously submitted Request for Reconsideration.

Respectfully submitted,

  
Kenneth N. Nigon, Reg. No. 31,549  
Attorneys for Applicants

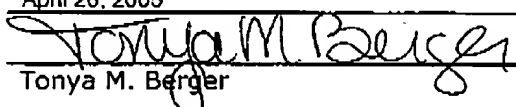
Dated: April 26, 2005

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April 26, 2005

  
Tonya M. Berger